THE HON'BLE SRI JUSTICE V.ESWARAIAH

W.P.No.9304 of 2007

Between:

Koneru Sri Rama Krishna and another. … Petitioners

and

The Commissioner of Police,
Visakhapatnam and others. … Respondents

ORDER:

The petitioners seek to issue a Writ of Mandamus declaring the action of the 2nd respondent in not registering crime against the 3rd respondent, pursuant to the written intimation made before the 1st respondent on 27-03-2006 and before the 2nd respondent on 13-04-2007, as illegal and arbitrary.

Whenever any written intimation has been made by the complainant alleging that cognizable offence has been committed and if no crime is registered by the concerned Station House Officer, there is an effective alternative remedy under the code of criminal procedure for filing private complaint under Section 200 Cr.P.C. before the concerned Magistrate

However, the issue raised in this writ petition is squarely covered by the judgment of this Court in W.P.No.21709 of 2005 and batch, dated 06-02-2007.

Following the said judgment, this writ petition is dismissed. However, it is open for the petitioners to approach concerned Criminal Court for filing private complaint. There shall be no order as to costs.

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30-04-2007

Prv